

**MINUTES  
PARADISE TOWN COUNCIL  
REGULAR MEETING - 6:00 P.M. – FEBRUARY 9, 2010**

The Regular Meeting of the Town Council of the Town of Paradise was called to order by Mayor Lotter at 6:00 p.m. in the Council Chambers, Town Hall, 5555 Skyway, Paradise, California. Following the pledge of allegiance, the invocation was offered by Council Member Rutledge.

**COUNCIL MEMBERS PRESENT:** Steve "Woody" Culleton, Joe DiDuca, Frankie Rutledge, Alan White and Scott Lotter, Mayor.

**COUNCIL MEMBERS ABSENT:** None.

**STAFF PRESENT:** Town Clerk Gutierrez, Town Manager Rough, Town Attorney Moore, Assistant Manager Ivey, Assistant to the Town Manager/Business & Housing Services Director Gill, Finance Director Will, Community Development Director McGreehan, Human Resources Manager Farrell, Public Works Director/Town Engineer Schmidt, Acting Fire Chief Jensen and Acting Police Chief Buzzard.

Mayor Lotter announced that the Town Manager had pulled agenda item 7b from the agenda for additional research and will reschedule the matter on the March 9, 2010 agenda.

**Agenda Item 1g - Presentations:**

**Recognitions by Acting Police Chief Buzzard**

- (1) Tim Cooper, Police Officer of the Year
- (2) Karen Braun, Public Safety Dispatcher of the Year
- (3) Sally Landers, VIPS (Volunteer In Police Service) Volunteer of the Year
- (4) Rosemarie Clifford, Kalin Patel, Cody Reeves, and Elise Saeger, PASH (Paradise Animal Shelter Helper) Volunteers of the Year

**Recognitions by Acting Fire Chief Jensen**

- (1) Captain Curtis Lawrie, Firefighter of the Year
- (2) Luis Flores, Volunteer Fire Suppression Officer of the Year
- (3) Debbie Turnbow, Volunteer Fire Support Officer of the Year

**Recognition by Town Council** of Five, Ten, Fifteen, Twenty, and Twenty-Five Year Employees - Presentation by Mayor Lotter

**Five-Year Employees:**

Kevin S. Peppas	Public Works Department
Susan M. Hartman	Community Development Department
Michelle E. Blowers	Onsite Division
Deborah K. Cook	Onsite Division
Robert E. Larson	Onsite Division

**Ten-Year Employees:**

Shelly M. Hernandez	Finance Department
Paul A. Hegenbart	Police Department
Robert J. Pickering	Police Department
Diana L. Hall	Animal Control Division

**Fifteen-Year Employee:**

Suzanne H. Whalen	Community Development Department
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**Twenty-Year Employees:**

Ricky W. Gabler	Police Department (Retired)
David A. Cruz	Public Works Department
Bruce G. Hasek	Fire Department

**Twenty-Five Year Employees:**

Jerilyn D. Houseworth	Police Department
Lauren M. Gill	Business & Housing Services Department

**Agenda Item 1f:** The VIPS Annual Report was presented to Council by Community Service Officer Charles Rollo.

**2. ITEMS DEFERRED FROM PREVIOUS MEETING**

None.

**3. CONSENT CALENDAR**

<b><u>Agenda Item 3(a):</u></b> MOTION by White, seconded by Rutledge, approved the Minutes of the January 12, 2010 Regular Council Meeting. Roll call vote was unanimous.	<b>TC (MIN) [APPR]</b> Minutes of the Jan. 12, 2010 Regular Meeting
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<b><u>Agenda Item 3(b):</u></b> MOTION by White, seconded by Rutledge, approved the Check Register in the amount of \$1,285,773.74. Roll call vote was unanimous.	<b>TC (FIN) [APPR]</b> Check Register in amount of \$1,285,773.74 (310-10-26)
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<b><u>Agenda Item 3(c):</u></b> MOTION by White, seconded by Rutledge, accepted donation of one thousand (1,000) sandbags valued at \$250 for public and Town use during storms and authorized the Mayor to execute a "Thank You" letter to Tom and Elizabeth Tennant. Roll call vote was unanimous.	<b>TC (FIN) [ACCEPT]</b> Donation of 1,000 Sandbags from Tom & Elizabeth Tennant. (380-10-03)
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<b><u>Agenda Item 3(d):</u></b> MOTION by White, seconded by Rutledge, appointed Assistant to the Town Manager/Business & Housing Services Director Gill to serve as the Town of Paradise alternate member to the Paradise Community Village Board of Directors. Roll call vote was unanimous.	<b>TC (P&amp;CD) [APPT]</b> Appoint Lauren Gill as alternate to PCV Board. (760-40-46)
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**Agenda Item 3(e): MOTION by White, seconded by Rutledge,** approved the Professional Services Agreement with Mark Haunschild for services related to review of the automatic and mutual aid agreements with Butte County/CAL FIRE – Fire Department, at an estimated cost of \$3,150 (\$45/hour for 70 hours). Roll call vote was unanimous.

TC (AGT) [APPR]  
Contract with Mark  
Haunschild (C10-01)

#### **4. PUBLIC HEARING PROCEDURE**

Mayor Lotter informed the public of the public hearing procedure.

#### **5. PUBLIC HEARINGS**

Following a report from Community Development Director McGreehan regarding Planning Commission's recommendation for Town Council adoption of proposed text amendments to regulations contained in Paradise Municipal Code Chapters 17.11, 17.34, 17.38 and 17.45 which affect municipal code statutes related to: commercial composting, mobile home park standards, parking regulations; and, site plan review permit and use permit revocation procedures, Mayor Lotter opened the public hearing at 6:39 p.m. There were no speakers for or against the matter and Mayor Lotter closed the public hearing at 6:39 p.m.

**Agenda Item 5a: MOTION by White, seconded by DiDuca, (1)** Concurred with the project "CEQA determination" finding adopted by the Planning Commission on January 19, 2010, and embodied within Planning Commission Resolution No. 10-1; (2) Waived the reading of entire Ordinance No. 496, and approved reading by title only; and, (3) Introduced Ordinance No. 496, An Ordinance Amending Text Regulations Within Paradise Municipal Code Chapters 17.11, 17.34, 17.38 and 17.45 Related to: Commercial Composting as a Potential Land Use in the AR-3 Zone; Mobile Home Park Standards; Parking Regulations; and Site Plan Review Permit and Use Permit Revocation Procedures. Roll call vote was unanimous.

TC (ORD) [INTRO] Ord.  
496 Text Amendments  
to Paradise Municipal  
Code

#### **6. PUBLIC COMMUNICATION**

1. Dan Wentland, 1913 Dean Road, commended Public Works Director and the public works crew for their consistent quick responses to many calls for service that he hears over the radio.

**7. COUNCIL CONSIDERATION**

**Agenda Item 7a:** MOTION by Rutledge, seconded by Culleton, approved recommended budget adjustments presented in the 2009/2010 Mid-Year Budget Report. Roll call vote was unanimous.

TC (FIN)[APPR]  
Adjustments to  
2009/2010 Mid Year  
Budget Report.(385-20-  
36)

**Agenda Item 7b:** Rescheduled for March 9, 2010. (To consider (1) Approving the scheduling and conducting of a duly noticed public hearing to consider adopting an ordinance to submit for the November 2, 2010 election a special police/fire/emergency preparedness public safety tax measure that requires two-thirds voter approval: or, (2) Determining not to proceed with a public safety tax measure for the November 2, 2010 election; or, (3) Consider other direction to staff.)

TC (HS&W) [N/A]

**Agenda Item 7c:** MOTION by White, seconded by DiDuca, approved the Town of Paradise supporting the House of Sports fundraiser for the Paradise High School athletic program by agreeing to sponsor the month of June, 2010. Roll call vote was unanimous.

TC (SPEC) [APPR]  
Sponsor House of  
Sports fundraiser during  
the month of June, 2010.  
(1150-20-05)

**Agenda Item 7d:** Council concurred to acknowledge receipt of the Fiscal Year 2008-2009 Annual Audit Report.

TC (FIN) [ACK]  
Acknowledge 2008-2009  
Audit Report (385-10-28)

**8. COUNCIL COMMUNICATION (Council Initiatives)**

**Agenda Item 8a:** Council Member Culleton reported on his attendance at the League of California Cities (LCC) Sacramento Valley Division Quarterly Meeting; and, that he met with the Project Vision Youth Council leader and received an update on their activities.

Vice Mayor DiDuca reported on his attendance at the Water Advisory Committee meeting and the Tri-County Economic Summit.

Council Member Rutledge reported that the Chocolate Fest representatives attended a tourism symposium and met with Huell Howser regarding a possible segment on "California Gold; and, the representatives also made contacts through CSU classes and that CSU will have a contestant and provide volunteers for the Chocolate Festival event.

Council Member White reported on his attendance at the Butte County Association of Governments (BCAG) and the Butte County Air Quality Management District (BCAQMD) meetings, and informed Council that he and Vice Mayor DiDuca will be co-emceeing the next Paradise Symphony event.

Mayor Lotter reported on his attendance at the Local Area Formation Commission (LAFCo); the recognition dinner for public safety personnel hosted by the Veterans of Foreign Wars (VFW) which included the Town public safety employees that were recognized tonight; the Rotary Community Service awards; the benefit for the family of Norton Buffalo held the Fox Theatre in Oakland; the LCC Sacramento Valley Division Quarterly Meeting in Live Oak; and, that he will be attending the Elks recognition ceremony.

#### **9. STAFF/COMMISSION/COMMITTEE COMMUNICATION**

**Agenda Item 9a:** Manager Rough reported on the Tri-County Economic Summit and stated that although it was reported that the recession is technically over, the recovery of the economy will be a longer, slow process that could take several years; and, that Assistant to the Town Manager/Business and Housing Services Director Gill is on the planning committee for the next summit.

At 7:50 p.m. Mayor Lotter adjourned the Town Council meeting to hold the Redevelopment Agency Meeting after which the Town Council Meeting will reconvene to hold the Town Council closed sessions.

Mayor Lotter reconvened the Town Council meeting at 7:55 p.m.

#### **10. CLOSED SESSION**

Mayor Lotter announced that pursuant to Government Code Section 54957.6, the Town Council will hold a closed session to meet with Charles L. Rough, Jr., Dennis Ivey, Denise Farrell and Gina Will, its designated representatives, and with Police Chief Chris Buzzard regarding labor relations between the Town and the Paradise Police Officers Association; and, pursuant to Government Code Section 54957 and 54957.6, the Town Council will hold a closed session to review amending and restating of the agreement between the Town of Paradise and Dwight L. Moore for Town Attorney services.

At 8:30 p.m. Town Manager Rough, Assistant Town Manager Ivey, HR/Risk Management Manager Farrell, Finance Director Will, Police Chief Buzzard and Town Clerk Gutierrez exited the closed session and returned to Council Chambers.

Mayor Lotter reconvened the Town Council Meeting at 8:45 p.m.

Date: February 9, 2010

**Agenda Item 10c:** MOTION by Rutledge, seconded by Culleton, adopted Resolution No. 10-02, A Resolution Adopting the "Memorandum of Understanding Covering the Period from July 1, 2009 through October 31, 2012 Between the Town of Paradise and the Police Officers Association" and authorized agreement. Roll call vote was unanimous.

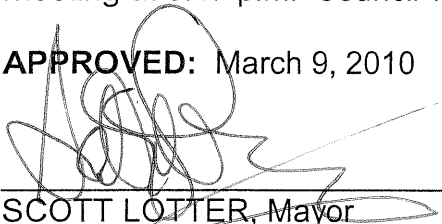
TC (RES) [ADOPT]  
Res. No 10-02 MOU  
between TOP and  
PPOA (630-10-08 &  
630-10-15)

Mayor Lotter announced that direction was given to staff regarding agenda item 10b relating to Town Attorney services.

**11. ADJOURNMENT**

MOTION by White, seconded by Culleton, adjourned the Council meeting at 8:47 p.m. Council vote was unanimous.

APPROVED: March 9, 2010

  
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SCOTT LOTTER, Mayor  
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JOANNA GUTIERREZ, CMC, Town Clerk